OIPE JC07 APR 25 2005 PATENT & TRADEMARK OFFICE

Attorney Docket No. KARAG-009A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hugo Quiroz-Mercado, et al.	)	Art Unit: 3762
Application No.: 10/781,343	)	Examiner: TBD
Filed: February 18, 2004	)	
For: Methods and devices for draining fluids and lowering intraocular pressure	)	

Transmittal of Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

2. ☐ The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either:
 (1) a final action under § 1.113 or

 (2) a notice of allowance under §1.311, whichever occurs first.

CERTIFICATION OR FEE

A. Included with this transmittal is

 i. ☐ a certification (set forth below) in accordance with 37 C.F.R. §

1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the $210 fee (37 C.F.R. § 1.17(p)) to Deposit Account No. 50-0878. A duplicate copy of this sheet is enclosed.)

OR

ii. ☐ the attached fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under §1.97(c). ($180.00).

3. ☐ The information disclosure statement transmitted herewith is being filed *after* a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee. In accordance with the requirements of 37 C.F.R. § 1.97(d):

i. Set forth below is a certification as specified in 37 C.F.R. § 1.97(e).

ii. Applicant submits the fee set forth in 37 C.F.R. § 1.17(p). ($130.00).

CERTIFICATION

(Required if 2Ai or 3 above is marked)

4. I, the person signing below, certify

☐ that each item of information contained in the information disclosure statement was cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(1).

OR

☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(e)(2).

5. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-0878. A duplicate copy of this petition is enclosed.

Respectfully submitted,

~~Stout,~~ Uxa, Buyan & Mullins, LLP

Date: April 21, 2005

Robert D. Buyan, Reg. No. 32,460

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 21, 2005.

Dated: April 21, 2005

By: Francine Sanders, Assistant

OIPE JC67 APR 25 2005 PATENT & TRADEMARK OFFICE

Attorney Docket No: KARAG-009A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hugo Quiroz-Mercado, et al.	)	Art Unit: 3762
Application No.: 10/781,343	)	Examiner: TBD
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For: Methods and devices for draining fluids and lowering intraocular pressure	)	

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR SECTION 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR Section 1.97 applicant hereby discloses the documents listed on the form PTO-1449 enclosed hereto. Copies of the disclosure documents are enclosed herewith for the Examiner's review.

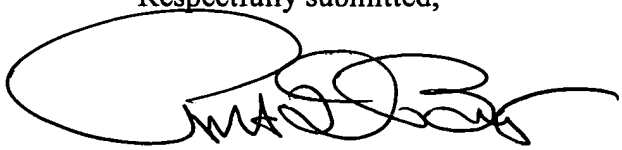
No representation is made that the references disclosed herein legally constitute prior art, or that more relevant references are not available. The disclosed references are printed in the English language and/or accompanied by an Abstract published in the English language.

The disclosed references, when taken alone or in combination, are not believed to disclose nor make obvious the invention as claimed in the subject application.

As this Information Disclosure Statement is being submitted after three (3) months from the filing date of the application but before the mailing of a first Office Action on the merits, it is

believed that no fee is required. However, in the event that any fee is properly deemed to be due in connection with this filing, the Commissioner is authorized to deduct such fee from Deposit Account No.50-0878.

Respectfully submitted,



Date: April 21, 2005
4 Venture, Suite 300
Irvine, CA 92618

Robert D. Buyan
Registration No. 32,460

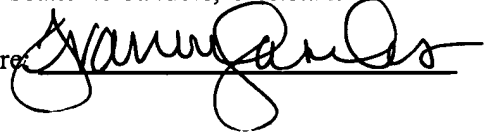
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal service as first class mail in an envelope to Commissioner for Patents, P.O. Box 1450, Alexandra, VA 22313-1450, on April 21, 2005:

Date: April 21, 2005

Name: Francine Sanders, Assistant

Signature:



Form PTO-1449

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

OIPE APR 25 2005 PATENT & TRADEMARK OFFICE

Docket Number (Optional) KARAG-009A	Application Number 10/781,343
Applicant Hugo Quiroz-Mercado and Hampar L. Karageozian	
Filing Date 2/18/2004	Group Art Unit 3762

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	5,300,020	4/5/94	L'Esperance, Jr.			
	5,266,580	11/30/93	Chiou			
	5,326,345	7/5/94	Price, Jr.			
	5,626,559	5/6/97	Solomon			
	6,306,114	10/23/01	Freeman et al.			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES	TRANSLATION NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.